

1  
2  
3  
4  
5 UNITED STATES DISTRICT COURT  
6 WESTERN DISTRICT OF WASHINGTON  
7 AT TACOMA

8 MAUDO FOFANA,

9 Plaintiff,

10 v.

11 WARDEN NWDC, et al.,

12 Defendants.

Case No. C09-5344BHS


ORDER ADOPTING REPORT  
AND RECOMMENDATION

13 This matter comes before the Court on the Report and Recommendation of the  
14 Honorable Karen L. Strombom, United States Magistrate Judge. Dkt. 4.

15 The Court having considered the Report and Recommendation, Plaintiff's failure to  
16 file objections, and the remaining record, does hereby find and order:

- 17 (1) The Court adopts the Report and Recommendation;  
18 (2) Plaintiff's application to proceed *in forma pauperis* is **DENIED**;  
19 (3) This action will be dismissed if Plaintiff fails to pay the \$350.00 filing fee by  
20 September 25, 2009.  
21 (4) This action is **RE-REFERRED** to Judge Strombom.

22  
23 DATED this 25<sup>th</sup> day of August, 2009.

24  
25   
26 BENJAMIN H. SETTLE  
27 United States District Judge  
28

ORDER